

Exhibit 2

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS

COMMODITY FUTURES	§	
TRADING COMMISSION,	§	
	§	
Plaintiff,	§	
	§	CIVIL ACTION
vs.	§	NO.: 4:19-CV-02901
	§	
EOX HOLDINGS LLC AND	§	
ANDREW GIZIENSKI,	§	
	§	
Defendants.	§	

REMOTE VIDEOCONFERENCE DEPOSITION OF

ALEXANDER N. ELSIK

SEPTEMBER 9, 2020

REMOTE VIDEOCONFERENCE DEPOSITION OF ALEXANDER
N. ELSIK, produced as a witness, duly sworn by me at
the instance of the DEFENDANTS, was taken in the
above-styled and numbered cause on the 9TH of
SEPTEMBER, 2020, from 11:09 A.M. to 12:57 P.M., via
remote means, before PENNY L. PABITZKY, CSR, RPR, in
and for the State of Texas, reported by computerized
machine shorthand, via Alexander N. Elsik's
residence, Houston, Texas, pursuant to the Federal
Rules of Civil Procedure and the provisions stated
on the record or attached hereto.

1 of execution.

2 Q. Okay. So, to perform their services, if
3 I understood your answer correctly, it would be --
4 the kind of information that could be necessary or
5 appropriate would be the type of quantity of your
6 order.

7 Is that a correct characterization?

8 A. And the direction, whether we're buyers
9 or sellers.

10 Q. Okay. The direction would be appropriate
11 and/or necessary as would the quantity, correct?

12 A. Yes.

13 Q. Okay. Would your name -- and I'm
14 speaking your name, specifically, Alex Elsik -- be
15 necessary or appropriate for Choice Services to
16 perform their services for you?

17 A. In my opinion, no. That would not be
18 necessary.

19 Q. What about your company's name?

20 A. In my opinion, no.

21 Q. Okay. Did you ever authorize
22 Mr. Gizienski to disclose your identity as a
23 bidder or offerer to other market participants?

24 A. I don't recall ever doing that, but it
25 doesn't mean that it didn't happen. We did